

**— EXHIBIT 1 —**

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8 **United States District Court**  
9 **Western District of Washington**

10 ELIZABETH DE COSTER, *et al.*, on behalf of  
11 themselves and all others similarly situated,  
12 Plaintiffs  
13 *v.*  
14 AMAZON.COM, INC.,  
15 Defendant.

Case No. 2:21-cv-693-RSM  
[Proposed] Order Regarding *De Coster*  
Plaintiffs' Motion to Consolidate

16 **ORDER**

17 The Court, after careful consideration of the Motion to Consolidate (ECF No. 22)  
18 filed by the plaintiffs in *De Coster, et al. v. Amazon.com, Inc.*, No. 2:21-cv-00693-RSM, and all  
19 papers and exhibits filed in support and opposition thereto, does hereby find and ORDER:

- 20 (1) The *De Coster* plaintiffs have not met their burden of showing that the benefits  
21 of the consolidation they seek outweigh the prejudice to the plaintiffs in  
22 *Hogan* and *Seberson*, as required by Federal Rule of Civil Procedure 42.  
23 (2) Accordingly, the *De Coster* plaintiffs' Motion to Consolidate is DENIED in  
24 part.  
25 (3) Nonetheless, the Court concludes that there are benefits to consolidating these  
cases for the limited purpose of coordinating discovery.

- 1 (4) To that end, the *Hogan* and *Seberson* actions are consolidated with *De Coster*  
2 for the purpose of coordinating discovery under the case number for the  
3 *De Coster* action, 2:21-cv-693-RSM.
- 4 (5) The plaintiffs in *Hogan* and *Seberson* will file a consolidated amended class  
5 action complaint within 30 days of this order.
- 6 (6) The leadership structure in *De Coster* will continue to apply to the *De Coster*  
7 action.
- 8 (7) The plaintiffs in *Hogan* and *Seberson* will continue to be represented by their  
9 chosen counsel and may file a motion proposing a leadership structure for  
10 their proposed class actions raising antitrust tying claims.
- 11 (8) All documents in *De Coster* and the consolidated *Hogan/Seberson* actions shall  
12 be filed in the *De Coster* master docket.
- 13 (9) Documents that pertain to only *De Coster* or only *Hogan/Seberson* shall be  
14 identified in the caption of each document as “On behalf of *De Coster*  
15 Plaintiffs” or “On behalf of Tying Plaintiffs.”

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17 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

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21 Honorable Ricardo S. Martinez  
22 Chief Judge  
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